

2768
#3



Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (12-97)
Approved for use through 9/30/00. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/574,294
	Filing Date	May 19, 2000
	First Named Inventor	Stephen G. Bodurtha
	Group Art Unit	2768
	Examiner Name	To Be Assigned
Total Number of Pages in This Submission	Attorney Docket Number	0326-136A

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> To Convert a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Terminal Disclaimer	Copies of References, Supplemental Information Disclosure Statement and Return Receipt Postcard
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Small Entity Statement	
	<input type="checkbox"/> Request for Refund	
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Steven R. Bartholomew, Esq. Reg No. 34,771
Signature	<i>Steven R. Bartholomew</i>
Date	September 28, 2000

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: September 28, 2000			
Typed or printed name	Mary Nagle		
Signature	<i>Mary Nagle</i>	Date	September 28, 2000

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

RECEIVED
OCT -4 2000
MAIL ROOM



Docket No: 0326-136A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Stephen G. Bodurtha, et al.
Serial No.: 09/574,294
Filed: May 19, 2000
For: SECURITY RECEIPTS MANAGEMENT SYSTEM
Art Unit: 2768
Examiner: To Be Assigned

RECEIVED
OCT -4 2000
TC 2700 MAIL ROOM

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. 1.97 (b)(3), applicants hereby submit their statement regarding certain references known to applicants that may have bearing on the examination of the above-identified application. It appears that a first Office Action has not yet been mailed, and, accordingly, it is believed that no fee is due. The submission of references herein is not to be construed as an admission that any particular reference is relevant, nor is it to be construed as an admission that any particular reference is, in fact, prior art. A separate PTO-1449 form is attached and copies of each reference listed are enclosed for the Examiner's review.

1. "Indicative Term Sheet", Merrill Lynch Inc., provides an overview of a Depository Receipts program termed "HOLDRS" to be offered by Merrill Lynch.
2. "Summary of Regulatory Issues", Shearman and Sterling, provides an overview of various SEC and other regulatory concerns raised by the HOLDRS instruments. (Shearman and Sterling represent Merrill Lynch before the SEC).
3. Letter to SEC from Bank of New York, April 14, 1999, presents the SEC with preliminary information regarding the HOLDRS instruments.
4. S-1 Registration Statement-333-78575, filed on 14 May 1999. This public-domain document was incorporated by reference into the present patent application.
5. S-1 Registration Statement-Amendment 1-333-78575, filed on 18 June 1999. This Amendment was filed in response to the SEC's Comments of June 11, 1999.
6. Telebras HOLDRS - Transaction Documents. These documents cover the time

period from approximately June to October of 1998. Letters and Memoranda related to the development and deployment of the Telebras program are included. For example, refer to the following :

(a) Letter to Telebras Shareholders-June 30, 1998. This letter states that "Telebras HOLDRS will be issued and will begin to trade on the New York Stock Exchange on or about July 28, 1998".

(b) Information Circular- Telebras HOLDRS -June 30, 1998. This Circular states that "Telebras HOLDRS will be issued and will begin to trade on the NYSE on or about July 28, 1998".

(c) Letter of Instruction-June 30, 1998. This letter provides instruction to DTC (Depository Trust Corp.) participants including, for example, Broker/Dealers.

(d) Conversion Instructions-This letter describes the manner in which Telebras Preferred Shares are converted to HOLDRS.

(e) Lexis Search Results (Tab 6). The search results provide a description of various proposed Depositary Receipt programs.

7. "Executive Summary- Internet HOLDRS" This summary sets forth various guidelines as to the manner in which HOLDRS are to be administered

8. SEC Comments Re: SEC Form S-1 as submitted by Merrill Lynch on May 14, 1999. These comments address various SEC concerns related to Merrill Lynch's previously submitted Form S-1. As a result of these comments, Merrill Lynch filed an Amended Form S-1 on June 18, 1999.

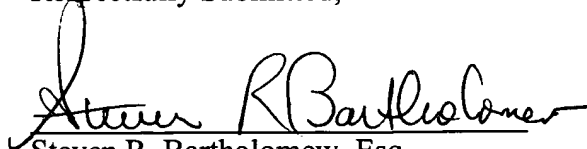
9. Letter from Shearman & Sterling to Chief Counsel, Investment Management Division, SEC. This letter is an interpretative request to the SEC on behalf of Merrill Lynch.

10. Letter from Shearman & Sterling to Chief Counsel, SEC. Div. Of Corporate Finance. This letter is an interpretative request sent to the SEC on behalf of Merrill Lynch.

11. Letter from Shearman & Sterling to NASD. This cover letter accompanied Merrill Lynch's NASD filing for the HOLDRS Trust Series 1999-A.

September 28, 2000

Respectfully Submitted,



Steven R. Bartholomew, Esq.

Registration No. 34,771

HOPGOOD, CALIMAFDE, & JUDLOWE

MONDOLINO, LLP

60 East 42nd Street

41st Floor

New York, NY 10165

Telephone (212) 551-5000

Fax (212) 949-9623